

AO 257 (Rev. 6/78)

**DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT**BY: ☐ COMPLAINT ☒ INFORMATION ☐ INDICTMENT  
☐ SUPERSEDING**OFFENSE CHARGED**Count 1: 18 U.S.C. 371  
Count 2: 8 U.S.C. Sec. 1324(a)(1)  
(A)(ii)(1) and 18 U.S.C. Sec. 2☐ Petty  
☐ Minor  
☐ Misdemeanor  
☒ Felony**E-filing****PENALTY:**Count 1: 5 years imprisonment, \$250,000 fine, 2 years supervised release, and \$100 special assessment  
Count 2: 10 years imprisonment, \$250,000 fine, 3 years supervised release, and \$100 special assessment**PROCEEDING**

Name of Complainant Agency, or Person (&amp; Title, if any)

☐ person is awaiting trial in another Federal or State Court, give name of court☐ this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of:☐ U.S. Att'y ☐ Defense☐ this prosecution relates to a pending case involving this same defendant☒ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded underSHOW  
DOCKET NO.MAGISTRATE  
CASE NO.

07-70433 WDB

Name and Office of Person  
Furnishing Information on  
THIS FORM**SCOTT N. SCHOOLS**☒ U.S. Att'y ☐ Other U.S. AgencyName of Asst. U.S. Att'y  
(if assigned)

H. H. (SHASHI) KEWALRAMANI

Name of District Court, and/or Judge/Magistrate Location  
NORTHERN DISTRICT OF CALIFORNIA

2007 DEC - 7 AM 9:55

**DEFENDANT - U.S.****JULIO LOPEZ MORALES**

DISTRICT COURT NUMBER

**CR07-0777****MJJ****DEFENDANT****IS NOT IN CUSTODY**

- 1) ☐ Has not been arrested, pending outcome this proceeding.  
If not detained give date any prior summons was served on above charges
- 2) ☐ Is a Fugitive
- 3) ☐ Is on Bail or Release from (show District)

Northern District of California

**IS IN CUSTODY**

- 4) ☒ On this charge
- 5) ☐ On another conviction
- 6) ☐ Awaiting trial on other charges
- } ☐ Fed'l ☐ State

If answer to (6) is "Yes", show name of institution

Has detainer  
been filed?☐ Yes  
☐ NoIf "Yes"  
give date  
filed**DATE OF  
ARREST**Month/Day/Year  
8/30/2007

Or... if Arresting Agency &amp; Warrant were not

**DATE TRANSFERRED  
TO U.S. CUSTODY**

Month/Day/Year

☐ This report amends AO 257 previously submitted**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**☐ SUMMONS ☒ NO PROCESS\*☐ WARRANT Bail Amount: \_\_\_\_\_

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address: \_\_\_\_\_

\*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: \_\_\_\_\_

Before Judge: \_\_\_\_\_

Comments: \_\_\_\_\_

SCOTT N. SCHOOLS (SC 9990)  
United States Attorney

FILED  
2007 DEC -7 AM 9:55  
RICHARD L. CHALKING  
CLERK OF DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

E-filing

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

OAKLAND DIVISION

MJJ

UNITED STATES OF AMERICA,

Plaintiff,

v.

JULIO LOPEZ MORALES,

a/k/a Favio Morales,

a/k/a Fabio Julio Lopez Morales,

a/k/a Flavio Julio Lopez Morales,

Defendant.

CRO7-0777

VIOLATIONS: 18 U.S.C. § 371 -  
Conspiracy; 8 U.S.C. §§ 1324(a)(1)(A)(ii)  
and 1324(a)(1)(B)(i) - Illegal Transportation  
Of An Alien For Commercial Advantage  
And Private Financial Gain and 18 U.S.C. §  
2 - Aiding and Abetting

OAKLAND VENUE

INFORMATION

The United States Attorney charges:

BACKGROUND

At all times relevant to this indictment:

1. An alien woman ("Victim") was smuggled from Guatemala into the United States and then transported from Arizona to the Northern District of California.

2. The Victim had a boyfriend ("Boyfriend") in the United States who arranged for the Victim and the Victim and Boyfriend's son to be smuggled into the United States and then transported from Arizona to the Northern District of California.

3. A conspirator located in Mexico or Guatemala ("Conspirator 1") arranged the terms with the Boyfriend under which the Victim and the Victim's son would be smuggled from Guatemala

INFORMATION

1 to the United States.

2 4. A conspirator located in Arizona ("Conspirator 2") arranged additional terms with the  
3 Boyfriend under which the Victim and the Victim's son would be transported to the Northern  
4 District of California.

5 COUNT ONE: (18 U.S.C. § 371 - Conspiracy)

6 5. Beginning on a date unknown, but no later than in or about January 2007, and  
7 continuing until on or about February 2, 2007, in the Northern District of California and  
8 elsewhere, the defendant,

9  
10 JULIO LOPEZ MORALES,  
a/k/a Favio Morales,  
11 a/k/a Fabio Julio Lopez Morales,  
a/k/a Flavio Julio Lopez Morales,

12 did conspire with others known and unknown to (a) illegally transport an alien for commercial  
13 advantage and private financial gain, in violation of Title 8, United States Code, Section 1324,  
14 and (b) to commit hostage taking, in violation of Title 18, United States Code, Section 1203.

15 6. In furtherance of the conspiracy and to attain the objects thereof, the following  
16 overt acts, among others, were committed in the Northern District of California and elsewhere:

17 a. In or about January 2007, Conspirator 1 told the Boyfriend that it would  
18 cost \$35,000 Guatemalan, which is approximately \$4,000 U.S., per person to transport the  
19 Victim and the Victim's son into the United States.

20 b. In or about January 2007, Conspirator 1 told the Boyfriend that the  
21 Boyfriend would need to pay \$15,000 Guatemalan up front to smuggle the Victim and the  
22 Victim's son into the United States.

23 c. On or about January 5, 2007, an unknown co-conspirator caused the  
24 Boyfriend to send two Unigram wires, each in the amount of \$910, to pay for the Victim and the  
25 Victim's son to be smuggled into the United States.

26 d. On or about January 31, 2007, an unknown co-conspirator caused two  
27 Western Union wires to be sent totalling \$1,900 to various individuals in Sonora, Mexico, as  
28 payment for smuggling the Victim and the Victim's son into the United States.

INFORMATION

1 e. In or about February 2007, the defendant, JULIO LOPEZ MORALES,  
2 transported the Victim and the Victim's son from the Mesa, Arizona area to the Oakland,  
3 California area.

4 f. On or about February 2, 2007, prior to arriving in the Oakland, California  
5 area, the defendant, JULIO LOPEZ MORALES, called the Boyfriend to arrange for the location  
6 to meet and obtain additional money.

7 g. On or about February 2, 2007, in Oakland, California, the defendant,  
8 JULIO LOPEZ MORALES, drove to a Walgreens in the Fruitvale area where he parked in the  
9 parking lot.

10 h. On or about February 2, 2007, in the Walgreens parking lot, the defendant,  
11 JULIO LOPEZ MORALES, sought to collect additional money from the Boyfriend for the  
12 Victim's and the Victim's son's release.

13 i. On or about February 2, 2007, while in the Walgreens parking lot, the  
14 defendant, JULIO LOPEZ MORALES, placed a phone call to Conspirator 2 and asked  
15 Conspirator 2 regarding releasing the Victim. Shortly thereafter, the defendant, JULIO LOPEZ  
16 MORALES, called Conspirator 1 regarding releasing the Victim.

17 j. On or about February 2, 2007, after the Boyfriend refused to pay the  
18 additional money for the Victim and the Victim's son's release, the defendant, JULIO LOPEZ  
19 MORALES, refused to release the Victim and drove away from the Walgreens parking lot in  
20 Oakland, California with the Victim in the car.

21 k. On or about February 2, 2007, the Boyfriend received a phone call from an  
22 unknown co-conspirator and Conspirator 1, demanding \$2,500 from the Boyfriend for the  
23 Victim's release.

24 l. On or about February 2, 2007, the defendant, JULIO LOPEZ MORALES,  
25 drove from Oakland, California to the EZ8 Motel in Fairfield, California.

26 m. On or about February 2, 2007, the defendant, JULIO LOPEZ MORALES,  
27 rented a room using the name Silvano M. Figueroa and took the Victim into the room.

28 All in violation of Title 18, United States Code, Section 371.

INFORMATION

COUNT TWO: (8 U.S.C. §§ 1324(a)(1)(A)(ii) and 1324(a)(1)(B)(i) – Illegal Transportation Of An Alien For Commercial Advantage And Private Financial Gain; 18 U.S.C. § 2 - Aiding and Abetting)

7. On or about February 2, 2007, in the Northern District of California, and elsewhere, the defendant,

JULIO LOPEZ MORALES,  
a/k/a Favio Morales,  
a/k/a Fabio Julio Lopez Morales,  
a/k/a Flavio Julio Lopez Morales,

knowingly and in reckless disregard of the fact that at least three aliens had come to, entered, and remained in the United States in violation of law, did knowingly transport and move those aliens within the United States by means of transportation for the purpose of commercial advantage and private financial gain and aided and abetted in such conduct, in violation of Title 8, United States Code, Sections 1324(a)(1)(A)(ii) and 1324(a)(1)(B)(i) and Title 18, United States Code, Section 2.

DATED: 12/7/07

SCOTT N. SCHOOLS  
United States Attorney

*W. Douglas Sprague*  
W. DOUGLAS SPRAGUE  
Chief, Oakland Branch Office

(Approved as to form: *[Signature]*)

AUSA KEWALRAMANI  
Assistant U.S. Attorney

INFORMATION